

**GOVERNMENT OF PUERTO RICO
PUBLIC SERVICE REGULATORY BOARD
PUERTO RICO ENERGY BUREAU**

IN RE: 10 YEAR PLAN FEDERALLY FUNDED
COMPETITIVE PROCESS

CASE NO.: NEPR-MI-2022-0005

SUBJECT: Request for Confidential
Designation and Treatment and change in
the frequency of Reporting

RESOLUTION

On April 19, 2023, the Puerto Rico Electric Power Authority ("PREPA") filed before the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") a document titled *Motion to Submit March 2023 Status Reports on the Emergency Generation and Black Start Generation Procurement and Request for Remedy* ("April 19 Motion"). As part of its filing, PREPA requested confidential designation and treatment of the documents attached to the April 19 Motion, Annexes A and B.

PREPA alleges that the information disclosed in Annexes A and B includes information on evaluating proposals and the process is ongoing. Therefore, PREPA requests that the Energy Bureau maintain said documents under seal while the process is ongoing.

Additionally, PREPA requested a change in the reporting frequency of the status of emergency generation and Black Start generation procurement. PREPA requests the Energy Bureau to establish the status reports to be submitted monthly, on or before the fifteenth day of each month, instead of submitting them bi-monthly.

Act 57-2014¹ establishes that any person having the obligation to submit information to the Energy Bureau, can request privilege or confidential treatment to any information that the party submitting understands deserves this protection.² Specifically, Act 57-2014 requires the Energy Bureau to treat as confidential the information submitted provided that "the Energy Bureau, after the appropriate evaluation, believes such information should be protected".³ In such case, the Energy Bureau "shall grant such protection in a manner that least affects the public interest, transparency, and the rights of the parties involved in the administrative procedure in which the allegedly confidential document is submitted."⁴

After a review of PREPA's arguments and the applicable law, the Energy Bureau **GRANTS** confidential designation and treatment to Annexes A and B submitted, pursuant to the provisions of Article 6.15 of Act 57-2014. As for PREPA's request to change the cadence in reporting from bi-monthly to monthly, the Energy Bureau **DENIES** the request.

Be it notified and published.

¹ Known as *Puerto Rico Energy Transformation and RELIEF Act*, as amended.

² Section 6.15 of Act 57-2014, as amended.

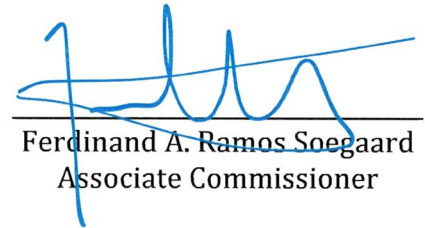
³ *Id.*

⁴ *Id.*




Edison Aviles Deliz
Chairman


Lillian Mateo Santos
Associate Commissioner


Ferdinand A. Ramos Soegaard
Associate Commissioner


Sylvia B. Ugarte Araujo
Associate Commissioner


Antonio Torres Miranda
Associate Commissioner

CERTIFICATION

I hereby certify that the majority of the members of the Puerto Rico Energy Bureau has so agreed on April 21, 2023. I also certify that on April 21, 2023 a copy of this Resolution was notified by electronic mail to mvazquez@diazvaz.law; jmarrero@diazvaz.law; brannen@genera-services.com; kbolanos@genera-services.com; regulatory@genera-pr.com; and I have moved forward filing the Resolution issued by the Puerto Rico Energy Bureau.

I sign this in San Juan, Puerto Rico, today, April 21, 2023.


Sonia Seda Gaztambide
Clerk

